OFF E							
JUN 0 7 2007			Application Number		10/719,662		
			Filing Date		November 21, 2003		
			First Named Inventor		Vadrucci et al.		
NSMITTAL			Group Art Unit		1635		
FORM			Examiner Name		Schnizer, Richard A.		
			Attorney Docket No.		58572	58572-002	
			Patent No.		Not yet assigned		
			Issue Date		Not yet assigned		
ENCLOSURES (check all that apply)							
	Fee Transmittal Form (1 pg)		Copy of Notice	to File Missing ation (PTO-1553)		Notice of Appeal to Board of Patent Appeals and Interferences	
	☐ Check Attached ☐ Copy of Fee Transmittal Form		Formal Drawin			Appeal Brief (in triplicate)	
	Amendment and Response Preliminary Amendment		Request For Co Examination (F Transmittal			Status Inquiry	
	After Final Affidavits/declaration(s) Letter to Official Draftsperson including Drawings		Power of Attor (Revocation of		⊠ □	Return Receipt Postcard Certificate of Facsimile	
			Terminal Discl	aimer		Transmission under 37 C.F.R. 1.8	
	Petition for Extension of Time	and Powe Patent Ap	er of Attorney fo	ted Declaration or Utility or Design	⊠	Additional Enclosure(s) (please identify below) Notice of Appeal	
	Information Disclosure Statement	Small Entity S		tatement		☑ Copy of Notice of Appeal	
	Form PTO-1449		program				
	Document(s)		Amendment After Allowance				
	I hereby certify that this correspond is/are being deposited with the Unprepaid, in an envelope addressed				T CLASS MAILING UNDER 37 C.F.R. 1.8 respondence, and any document(s) referred to as enclosed herein, the United States Postal Service as first class mail, postage ressed to Mail Stop Amendment, Commissioner for Patents, P.O.		
Box 1450, Alexandria, VA 22313-1450 on this <u>5th</u> day of <u>June, 2007</u> . Margie Ejercito							
CORRESPONDENCE ADDRESS SIGNATURE BLOCK							
Direct all correspondence to: Patent Administrator Proskauer Rose LLP One International Place Boston, MA 02110-2600 Tel. No.: (617) 526-9600 Fax No.: (617) 526-9899			Respectfully submitted, Date: June 5, 2007 Reg. No.: 44,045 Tel. No.: (617) 526-9617 Fax No.: (617) 526-9899 Proskauer Rose LLP One International Place Boston, MA 02110-2600				

≠,

PTO/SB/31 (09-04) Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

perwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Docket Number (Optional) **NOTICE OF APPEAL FROM THE EXAMINER TO** 58572-002 THE BOARD OF PATENT APPEALS AND INTERFERENCES I hereby certify that this correspondence is being deposited with Applicant(s) the United States Postal Service with sufficient postage as first Vadrucci et al. class mail in an envelope addressed to "Commissioner for Patents, **Application Number** Filed P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] 10/719,662 November 21, 2003 on June 5, 2007, Signature HIGH-EFFICIENCY FUSOGENIC VESICLES, METHODS OF PRODUCING THEM, AND Typed or printed PHARMACEUTICAL COMPOSITIONS CONTAINING name Margie Ejercito THEM Art Unit Examiner 1635 Schnizer, Richard A. Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner. \$ 500.00 The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ 250.00 A check in the amount of the fee is enclosed. Payment by credit card. Form PTO-2038 is attached. The Director is authorized to charge fees for entry of this submission to a Deposit Account No. 50-3081. I have enclosed a duplicate copy of this sheet. The Director is hereby authorized to charge any other fees which may be required, or credit any overpayment to Deposit Account No. 50-3081. I have enclosed a duplicate copy of this sheet. A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. I am the applicant/inventor. assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. Sandra A. Brockman-Lee (Form PTO/SB/96) Typed or printed name attorney or agent of record. 617-526-9617 Registration number _ Telephone number attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. 44,045 <u>June 5, 2007</u>

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

06/08/2007 MBELETET 00000018 503081

<u> 1071</u>9662

*Total of 1 forms are submitted.

01 FC:2401 250.00 DA

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.